

# **EXHIBIT C**

SUPERIOR COURT OF WASHINGTON FOR COWLITZ COUNTY

SONDRA SAMPSON, a Washington resident,

No. 21-2-00853-08

Plaintiff,

v.

STATEMENT SETTING FORTH  
DAMAGES SOUGHT

MATTRESS FIRM, INC., a Delaware Corporation, DSI Logistics, LLC, a Delaware Limited Liability Company, DEDICATED TRANSPORTATION, LLC, an Oregon Limited Liability Company, VALERY MUKHIN, a resident of the State of Oregon, JOHN DOE NO. 1 and JOHN DOE NO. 2,

Defendants.

TO: DEFENDANTS DSI Logistics, LLC and their attorneys, AMY P. TAYLOR and MARK B. TUVIM and DEFENDANT MATTRESS FIRM, INC. and their attorneys BRYAN SCHOLNICK and JENNIFER M. VEAL

Pursuant to RCW 4.28.360, you are hereby advised that the Plaintiff claims damages as follows:

1. GENERAL DAMAGES.

The determination of general damages is for the jury at the time of trial and is not subject to precise calculation. For purposes of settlement negotiations and to assist Defendant's liability insurance company in setting insurance reserves, Plaintiff's attorney notes that juries in the state of Washington have awarded sums in excess of \$1,500,000.00 in cases involving similar injuries and

1 damages. This is a preliminary estimate and, as Plaintiff's injuries are ongoing and permanent,  
2 Plaintiff's damages are likely to go up. Plaintiff will ask the jury to award an amount believed to be  
3 reasonable based upon the evidence presented at trial.

4  
5 2. SPECIAL DAMAGES.

6 Past Medical Expenses:

7 Known past medical expenses are \$23,066.95

8 Future Medical Expenses:

9 Unknown, at this time.

10 Past Wage Loss:

11 \$275,609.89

12 Future Wage Loss/Loss of Earning Capacity:

13 Future Lost wages--\$505,230.35 to \$708,401.84.

14 Future Lost retirement benefits--\$643,810.11 to \$648,831.88

15 Future Household Services

16 \$104,419.55

17 Property Damage:

18 None.

19 Plaintiff OBJECTS to the introduction of the foregoing statement of damages into evidence  
20 on the grounds that:

21 (1) Statements of counsel do not constitute admissible evidence. *City of Tacoma v.*  
22 *Wetherby*, 57 Wash. 295 (1910); *see, also*, WPI 1.02.

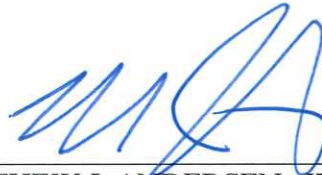
23 (2) Counsel's statements as to Plaintiff's damages has no tendency to make the  
24 existence of any fact that is of consequence more probable or less probable and, therefore, is not  
25 relevant. ER 401.

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(3) The statement is made in furtherance of compromise negotiations. ER 408.

(4) The statement constitutes a disclosure of the mental impressions, conclusions and/or opinions of an attorney concerning the litigation. CR 26(b)(4).

DATED: May 20, 2022.



MATTHEW J. ANDERSEN, WSBA #30052  
Of Attorneys for Plaintiff

### CERTIFICATE OF SERVICE

On this day, I caused a true and correct copy of the document to which this certificate is attached to be served upon the person(s) listed below at their respective address and/or email address as follows:

☒ by **electronic mail** to their email address below  
☒ by **first-class mail** to their respective addresses

Bryan Scholnick  
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Email: ataylor@grsm.com

1 I hereby certify under penalty of perjury under the laws of the state of Washington that  
2 the foregoing is true and correct.

3 DATED this 20<sup>th</sup> day of May 2022 at Longview, Washington.

4   
KARA L. COPE